

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO

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CURTIS GRIER,

Plaintiff,

v.

COMMISSIONER OF SOCIAL  
SECURITY ADMINISTRATION

Defendants.

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CASE NO. 5:22-cv-1948

ORDER  
[Resolving Doc. 1]

JAMES S. GWIN, UNITED STATES DISTRICT COURT JUDGE:

Curtis Grier seeks judicial review of the Social Security Administration Commissioner’s final decision denying his application for Disability Insurance Benefits (“DIB”) and Supplemental Security Income (“SSI”).<sup>1</sup>

On August 24, 2023, Magistrate Judge Armstrong issued a Report and Recommendation (“R&R”) recommending that the Court affirm the Commissioner’s final decision and deny benefits.<sup>2</sup> Objections to the R&R were due by September 7, 2023; Plaintiff Grier did not file an objection.

The Federal Magistrates Act requires district courts to conduct a *de novo* review of only objected-to portions of an R&R.<sup>3</sup> Absent objection, district courts may adopt an R&R without review.<sup>4</sup> Plaintiff did not object to the R&R, and this Court may adopt Magistrate Judge Armstrong’s R&R without further review.

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<sup>1</sup> Doc. 1. Plaintiff and Defendant filed merits briefs. Docs. 6, 7.

<sup>2</sup> Doc. 9.

<sup>3</sup> 28 U.S.C. § 636(b)(1).

<sup>4</sup> *Thomas v. Arn*, 474 U.S. 140, 149–52 (1985). Failure to timely object may waive a party’s right to appeal the district court’s order adopting the R&R. *Id.* at 155; *United States v. Walters*, 638 F.2d 947, 949–50 (6th Cir. 1981).

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So, the Court **ADOPTS** Magistrate Judge Armstrong's R&R, and **AFFIRMS** the Commissioner's final decision.

IT IS SO ORDERED.

Dated: October 26, 2023

s/ James S. Gwin  
JAMES S. GWIN  
UNITED STATES DISTRICT JUDGE